

IFW



PATENT  
Customer No. 22,852  
Attorney Docket No. 02734.0388-03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Cristian M. NECULESCU et al.	)	Group Art Unit: 1732
	)	
Application No.: 10/815,791	)	Examiner: Mark Eashoo
	)	
Filed: April 2, 2004	)	
	)	
For: DISPOSABLE FOOD CONTACT	)	Confirmation No.: 9925
COMPATIBLE MICROWAVEABLE	)	
CONTAINERS HAVING AT LEAST	)	
ONE MICRONODULAR SURFACE	)	
AND PROCESS FOR THEIR	)	
MANUFACTURE	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents were previously submitted in a prior application, Application No. 09/572,967, filing date May 18, 2000, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120.

Copies of all listed documents are enclosed, except for U.S. patent application publications and issued patents. The above-identified application was filed after June 30, 2003, and, as indicated at 1276 OG 55, the submission of U.S. patent application

publications and issued patents is not required with this Information Disclosure Statement.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form. An English language abstract or an English language translation of the non-English documents are enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited document do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

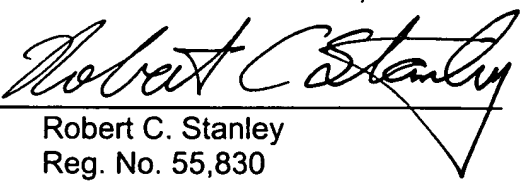
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 4, 2004

By:   
Robert C. Stanley  
Reg. No. 55,830



OMB No. 0651-0011

## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	02734.0388-03	Appln. No.	10/815,791
Applicant	Cristian M. NECULESCU et al.		
Filing Date	April 2, 2004	Group:	1732

U.S. PATENT DOCUMENTS						
Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	3,893,795	07/08/75	Nauta			
	4,311,658	01/19/82	Nicoll			
	4,696,857	09/29/87	Sibilia et al.			
	4,734,450	03/29/88	Kawai et al.			
	4,809,876	03/07/89	Tomaswick et al.			
	4,929,474	05/29/90	Avni et al.			
	4,933,526	06/12/90	Fisher et al.			
	4,981,631	01/01/91	Cheung et al.			
	5,023,286	06/11/91	Abe et al.			
	5,045,369	09/03/91	Kobayashi et al.			
	5,156,790	10/20/92	Cucchisi et al.			
	5,219,627	06/15/93	Arase et al.			
	5,223,194	06/29/93	Rosen			
	5,300,747	04/05/94	Simon			
	5,326,020	06/05/94	Cheshire et al.			
	5,377,860	01/03/95	Littlejohn et al.			
	5,423,160	06/13/95	Rosen			
	5,439,628	08/08/95	Huang			
	5,582,670	12/10/96	Andersen et al.			
	5,622,780	04/22/97	Paleari			
	5,665,442	09/09/97	Andersen et al.			
	5,750,226	05/12/98	Macauley et al.			
	5,766,712	06/16/98	Darr et al.			
	5,843,260	12/01/98	Huskey			
	5,968,431	10/19/99	Ang et al.			
	6,024,907	02/15/00	Jagunich			



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## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	6,340,530	01/22/02	Porter et al.			
	6,403,936	06/11/02	Cochran, II, et al.			

## FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
EP 0 219 198 B1	10/09/91	Europe			N/A
EP 0 407 198 B1	12/10/94	Europe			N/A
JP 53 084044	07/25/78	Japan			Yes
JP 59 209520	11/29/84	Japan			Yes
JP 03 173626	07/26/91	Japan			Abstract

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce